



Journal of the House

State of Indiana

112th General Assembly

Second Regular Session

Twentieth Meeting Day

Thursday Morning

February 14, 2002

The House convened at 10:00 a.m. with the Speaker in the Chair.

The invocation was offered by Representative Jerry L. Denbo.

The Pledge of Allegiance to the Flag was led by Representative Robert J. Bischoff.

The Speaker ordered the roll of the House to be called:

T. Adams	Hoffman
Aguilera	Kersey
Alderman	Klinker ☐
Atterholt	Kromkowski
Avery	Kruse
Ayres	Kruzan
Bardon	Kuzman
Bauer	Lawson
Becker	Leuck
Behning ☐	Liggett ☐
Bischoff	J. Lutz
Bodiker	Lytle
Borror	Mahern
Bosma	Mangus
Bottorff	McClain
C. Brown ☐	Mock
T. Brown	Moses
Buck	Munson
Budak	Murphy
Buell	Noe
Burton	Oxley
Cheney	Pelath
Cherry	Pond
Cochran	Porter
Cook	Reske
Crawford	Richardson
Crooks ☐	Ripley
Crosby	Robertson
Day	Ruppel ☐
Denbo	Saunders
Dickinson	Scholer
Dillon	M. Smith
Dobis	V. Smith
Dumezich ☐	Steele ☐
Duncan	Stevenson
Dvorak	Stilwell
Espich	Sturtz
Foley	Summers
Frenz	Thompson
Friend	Tincher
Frizzell	Torr
Fry	Turner ☐
GiaQuinta	Ulmer
Goodin	Weinzapfel
Grubb	Welch
Harris	Whetstone
Hasler	Wolkins
Herndon	D. Young ☐
Herrell	Yount ☐
Hinkle	Mr. Speaker

Roll Call 184: 89 present; 11 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Tuesday, February 19, 2002, at 10:00 a.m.

WELCH

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolutions 18, 20, and 30 and the same are herewith returned to the House.

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolution 27 and the same is herewith returned to the House.

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolutions 12 and 23 and the same are herewith transmitted to the House for further action.

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolution 19 and the same is herewith transmitted to the House for further action.

MARY C. MENDEL
Principal Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Senate Concurrent Resolution 24 and the same is herewith transmitted to the House for further action.

MARY C. MENDEL
Principal Secretary of the Senate

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Engrossed Senate Bill 22, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

SECTION 1. IC 4-13-2-20 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 20. (a) Except as otherwise provided in this section, IC 20-1-1.8-17.2, or IC 12-8-10-7, payment for any services, supplies, materials, or equipment shall not be paid from any fund or state money in advance of receipt of such services, supplies, materials, or equipment by the state.

(b) With the prior approval of the budget agency, payment may be

made in advance for any of the following:

- (1) War surplus property.
- (2) Property purchased or leased from the United States government or its agencies.
- (3) Dues and subscriptions.
- (4) License fees.
- (5) Insurance premiums.
- (6) Utility connection charges.
- (7) Federal grant programs where advance funding is not prohibited and, except as provided in subsection (i), the contracting party posts sufficient security to cover the amount advanced.
- (8) Grants of state funds authorized by statute.
- (9) Employee expense vouchers.
- (10) Beneficiary payments to the administrator of a program of self-insurance.
- (11) Services, supplies, materials, or equipment to be received from an agency or from a body corporate and politic.
- (12) Expenses for the operation of offices that represent the state under contracts with the department of commerce and that are located outside Indiana.
- (13) Services, supplies, materials, or equipment to be used for more than one (1) year under a discounted contractual arrangement funded through a designated leasing entity.
- (14) Maintenance of equipment and maintenance of software not exceeding an annual amount of one thousand five hundred dollars (\$1,500) for each piece of equipment or each software license.
- (15) Exhibits, artifacts, specimens, or other unique items of cultural or historical value or interest purchased by the state museum.**

(c) Any state agency and any state college or university supported in whole or in part by state funds may make advance payments to its employees for duly accountable expenses exceeding ten dollars (\$10) incurred through travel approved by the employee's respective agency director in the case of a state agency and by a duly authorized person in the case of any such state college or university.

(d) The auditor of state may, with the approval of the budget agency and of the commissioner of the Indiana department of administration:

- (1) appoint a special disbursing officer for any state agency or group of agencies where it is necessary or expedient that a special record be kept of a particular class of disbursements or where disbursements are made from a special fund; and
- (2) approve advances to the special disbursing officer or officers from any available appropriation for the purpose.

(e) The auditor of state shall issue the auditor's warrant to the special disbursing officer to be disbursed by the disbursing officer as provided in this section. Special disbursing officers shall in no event make disbursements or payments for supplies or current operating expenses of any agency or for contractual services or equipment not purchased or contracted for in accordance with this chapter and IC 5-22. No special disbursing officer shall be appointed and no money shall be advanced until procedures covering the operations of special disbursing officers have been adopted by the Indiana department of administration and approved by the budget agency. These procedures must include the following provisions:

- (1) Provisions establishing the authorized levels of special disbursing officer accounts and establishing the maximum amount which may be expended on a single purchase from special disbursing officer funds without prior approval.
- (2) Provisions requiring that each time a special disbursing officer makes an accounting to the auditor of state of the expenditure of the advanced funds, the auditor of state shall request that the Indiana department of administration review the accounting for compliance with IC 5-22.
- (3) A provision that, unless otherwise approved by the commissioner of the Indiana department of administration, the special disbursing officer must be the same individual as the procurements agent under IC 4-13-1.3-5.
- (4) A provision that each disbursing officer be trained by the Indiana department of administration in the proper handling of

money advanced to the officer under this section.

(f) The commissioner of the Indiana department of administration shall cite in a letter to the special disbursing officer the exact purpose or purposes for which the money advanced may be expended.

(g) A special disbursing officer may issue a check to a person without requiring a certification under IC 5-11-10-1 if the officer:

- (1) is authorized to make the disbursement; and
- (2) complies with procedures adopted by the state board of accounts to govern the issuance of checks under this subsection.

(h) A special disbursing officer is not personally liable for a check issued under subsection (g) if:

- (1) the officer complies with the procedures described in subsection (g); and
- (2) funds are appropriated and available to pay the warrant.

(i) For contracts entered into between the department of workforce development or the Indiana commission on vocational and technical education and:

- (1) a school corporation (as defined in IC 20-10.1-1-1); or
- (2) a state educational institution (as defined in IC 20-12-0.5-1);

the contracting parties are not required to post security to cover the amount advanced."

Page 3, line 19, delete "ten dollars" and insert **"fifteen dollars (\$15)."**

Page 3, delete line 20.

Page 4, after line 15, begin a new line and insert:

"SECTION 10. IC 23-14-57-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 1. (a) As used in this section, "removed" refers to the disinterment, disentombment, or disinurnment of the remains of a deceased human.

(b) The remains, either cremated or uncremated, of a deceased human shall not be removed from a cemetery without:

- (1) a written order ~~of~~ **issued by** the state department of health;
- (2) the written consent of:
 - (A) the owner of the cemetery; or
 - (B) the owner's representative; and
- (3) the written consent of:
 - (A) the spouse of the deceased; or
 - (B) the parents of the deceased in the case of a deceased minor child;

~~or a court order;~~

authorizing the disinterment, disentombment, or disinurnment.

(c) Before issuing a written authorization under subsection (b), the state department of health shall do the following:

- (1) Obtain written evidence of the legal ownership of the property from which the remains will be removed.
- (2) Send written notice to the department of natural resources, division of historic preservation and archeology, of the time, date, and place from which the remains will be removed.
- (3) Obtain written evidence that a licensed funeral director has agreed to:

- (A) be present at the removal and at the reinterment, reentombment, or reinurnment of the remains; and
- (B) cause the completed order of the state department of health to be recorded in the office of the county recorder of the county where the removal occurred.

(4) Obtain written evidence that a notice of the removal has been published at least five (5) days before the removal in a newspaper of general circulation in the county where the removal will occur.

(5) Obtain a copy of:

- (A) the written consent required under subsection (b)(3); or
- (B) a court order obtained by a person under subsection (d).

(d) If the written consent of:

- (1) the spouse of the deceased; or
- (2) the parents of the deceased, in the case of a deceased minor;

is not available, a person who has made a request under this section to the state department of health may petition a court to determine whether to waive the consent requirement of subsection (b)(3). In determining whether to waive the requirement, the court shall consider the viewpoint of any issue (as defined in IC 29-1-1-3) of the deceased. In a proceeding under this subsection, the court may not order the disinterment, disentombment, or disinurnment of the remains of a deceased human.

(e) The state department of health may adopt rules under IC 4-22-2 to implement this section."

Renummer all SECTIONS consecutively.

(Reference is to SB 22 as printed January 16, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 4.

LYTLE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Engrossed Senate Bill 50, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 25, nays 0.

BAUER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 136, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 11, delete "lowest and best proposal" and insert **"responsible offeror whose proposal is determined in writing to be the most advantageous to the governmental body, taking into consideration price and the other evaluation factors set forth in the request for proposals. The determination must include the consideration of any requirement imposed under subsection (b)."**

Page 2, delete lines 12 through 14.

(Reference is to SB 136 as reprinted January 18, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 1.

STURTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Engrossed Senate Bill 154, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 12, nays 0.

LYTLE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Engrossed Senate Bill 175, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 5, line 25, after "levy" insert ",".

Page 5, line 26, delete "two (2) years" and insert **"one (1) year"**.

Page 7, line 28, after "IC 21-2-6" insert **"(repealed)"**.

Page 7, line 35, after "IC 21-2-6" insert **"(repealed)"**.

Page 7, line 41, after "IC 21-2-6" insert **"(repealed)"**.

(Reference is to SB 175 as reprinted January 29, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 24, nays 1.

BAUER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Engrossed Senate Bill 190, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

LYTLE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Engrossed Senate Bill 217, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

SECTION 1. IC 2-5-27 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]:

Chapter 27. Commission on Mental Retardation and Developmental Disabilities

Sec. 1. As used in this chapter, "commission" refers to the commission on mental retardation and developmental disabilities established under section 2 of this chapter.

Sec. 2. There is established the commission on mental retardation and developmental disabilities as a legislative study committee.

Sec. 3. (a) The commission consists of the following members:

(1) Two (2) members of the house of representatives appointed by the speaker of the house of representatives. The members appointed under this subdivision may not be members of the same political party.

(2) Two (2) members of the senate appointed by the president pro tempore of the senate. The members appointed under this subdivision may not be members of the same political party.

(3) The following members appointed by the governor:

(A) Three (3) members at large. Not more than two (2) members appointed under this clause may be members of the same political party.

(B) One (1) member who is a consumer of mental retardation or developmental disability services.

(C) One (1) member who is a representative of advocacy groups for consumers of mental retardation and developmental disability services.

(D) Two (2) members who are representatives of families of consumers of mental retardation and developmental disability services.

(E) One (1) member who is a representative of an organization providing services to individuals with mental retardation and developmental disabilities.

(b) The term of a commission member appointed under subsection (a)(3) is three (3) years.

(c) The governor shall fill a vacancy of a member under subsection (a)(3) within ten (10) days after the vacancy occurs.

(d) If:

(1) the term of a member appointed under subsection (a)(3) expires;

(2) the member is not reappointed; and

(3) a successor is not appointed;

the term of the member continues until a successor is appointed.

Sec. 4. The commission shall do the following:

(1) Develop a long range plan to stimulate further development of cost effective, innovative models of community based services, including recommendations that identify implementation schedules, plans for resource development, and appropriate regulatory changes.

(2) Review and make recommendations regarding any unmet needs for mental retardation and developmental disability services, including the following:

(A) Community residential and family support services.

(B) Services for aging families caring for adult mentally retarded and developmentally disabled children.

(C) Services for families in emergency or crisis situations.

(D) Services needed to move children and adults from nursing homes and state hospitals to the community.

(3) Study and make recommendations for the state to contract with a private entity to manage and implement home and community based services waivers under 42 U.S.C. 1396n(c).

(4) Study and make recommendations regarding state funding needed to provide supplemental room and board costs for individuals who otherwise qualify for residential services under the home and community based services waivers.

(5) Monitor and recommend changes for improvements in the implementation of home and community based services waivers managed by the state or by a private entity.

(6) Review and make recommendations regarding the implementation of the comprehensive plan prepared by the developmental disabilities task force established by P.L.245-1997, SECTION 1.

(7) Review and make recommendations regarding the development by the division of disability, aging, and rehabilitative services of a statewide plan to address quality assurance in community based services.

(8) Annually review the infants and toddlers with disabilities program established under IC 12-17-15.

Sec. 5. The commission shall operate under the policies governing study committees adopted by the legislative council.

Sec. 6. The affirmative votes of a majority of the members appointed to the commission are required for the commission to take action on any measure, including final reports.

Sec. 7. This chapter expires January 1, 2005."

Page 3, line 19, after "and" insert "compliance with".

Page 4, between lines 5 and 6, begin a new paragraph and insert:

"SECTION 4. THE FOLLOWING ARE REPEALED [EFFECTIVE JULY 1, 2002]: P.L.272-1999, SECTION 67; P.L.242-2001, SECTION 3.

SECTION 5. [EFFECTIVE JULY 1, 2002] Notwithstanding IC 2-5-27-3, as added by this act, an individual who was appointed as a lay member of the Indiana commission on mental retardation and developmental disabilities in 2001 remains a member of the commission until:

(1) the member resigns; or

(2) January 1, 2004;

whichever is earlier."

Renumber all SECTIONS consecutively.

(Reference is to SB 217 as reprinted January 25, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

LYTLE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 222, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 9, after "asset" insert "with a value not exceeding five hundred dollars (\$500) in the aggregate per year per person,".

(Reference is to SB 222 as printed January 18, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

STURTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Engrossed Senate Bill 230, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 1.

LYTLE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Engrossed Senate Bill 233, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 3, after line 17, begin a new paragraph and insert:

"SECTION 3. IC 21-6.1-7-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 12. (a) Annually the board shall certify to each school corporation and each school corporation shall pay its employer contribution rate to the fund, computed as specified in IC 5-10.2-2 for the employer contribution for teachers covered by the 1996 account, including its share of administration expenses for the 1996 account. **However, notwithstanding IC 5-10.2-2, if the total employer contribution rate to the fund chargeable to a school corporation before July 1, 2006, for the employer contribution for teachers covered by the 1996 account, is greater than nine percent (9%), the total employer contribution rate may not exceed the rate approved by the budget agency after review by the budget committee.**

(b) The board shall determine the amount of unfunded accrued liability of the school corporations. The board shall determine the unfunded accrued liability by individual employers or by a group of employers. The school corporations shall pay the amount in a lump sum or amortize the amount over a period determined by the board.

(c) The payments by school corporations for the amounts in subsections (a), (b), and (d) are allocated to the school corporations and not to the state.

(d) If a school corporation's account shows a deficit, the board may require the school corporation to make additional payments necessary to eliminate the deficit, in addition to the employer contributions computed under subsections (a) and (b).

SECTION 4. **An emergency is declared for this act."**

Renumber all SECTIONS consecutively.

(Reference is to SB 233 as printed January 29, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 24, nays 0.

BAUER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 247, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 8, nays 1.

STURTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 376, has had the same under consideration and begs leave to report the same back to the House with the

recommendation that said bill do pass.

Committee Vote: yeas 9, nays 0.

STURTZ, Chair

Report adopted.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 11:35 a.m. with the Speaker in the Chair.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 12

The Speaker handed down Senate Concurrent Resolution 12, sponsored by Representatives C. Brown and Ayres:

A CONCURRENT RESOLUTION to honor those who participated in the American Cancer Society's Relay for Life events and to recognize their commitment to eradicating cancer.

Whereas, Relay for Life is a 24-hour, team fund-raising event sponsored by the American Cancer Society. It began in 1985 when Dr. Gordon Klatt, a Tacoma, Washington surgeon and American Cancer Society volunteer, ran and walked on a local track for 24 hours;

Whereas, Today more than 2,700 communities throughout the nation raise funds for the American Cancer Society by forming teams that take turns walking, running, or jogging around a local athletic field;

Whereas, This past year in Indiana, 81 events were held in 77 counties;

Whereas, This past year in Indiana, 42,551 Hoosiers participated on 2,828 teams statewide;

Whereas, This past year in Indiana 6,136 of the participants were cancer survivors;

Whereas, The money raised is used by the American Cancer Society to support patient-based programming, as well as preventive programming, cancer research, and advocacy activities;

Whereas, The programs supported by the Relay for Life events are specifically designed to prevent cancer incidence, support those afflicted with cancer, and outreach to medically under-served and minority populations; and

Whereas, As members of the community and the people behind this effort gather to celebrate this event, we are proud to add our voice to praise everyone who has worked to make this event so successful: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the members of this legislative body recognize the Indiana Relay for Life events. May future Relay for Life events bring even greater success; and be it further resolved;

SECTION 2. That a copy of this resolution be transmitted to Judy Rooney Davis, Executive Director, of the Porter County Branch of the American Cancer Society as a token of our esteem.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 19

The Speaker handed down Senate Concurrent Resolution 19, sponsored by Representative Atterholt:

A CONCURRENT RESOLUTION to recognize the teaching excellence of Sherry Annee and to honor her for earning a Milken Family Foundation National Educator Award.

Whereas, The Milken Family Foundation National Educator Award program was created for the purpose of attracting, retaining and motivating talented people to the challenge and adventure of teaching;

Whereas, Forty-four states, including Indiana, participate in the award program and administer it according to guidelines issued by the Milken Family Foundation;

Whereas, Without their knowledge or application, candidates for the award are evaluated by a blue ribbon panel appointed by the Superintendent of Public Instruction;

Whereas, The recipient chosen by the panel must have shown exceptional educational talent and must have demonstrated outstanding accomplishments in the field of education;

Whereas, The chosen candidate must also have exhibited strong long-range potential for professional and policy leadership and must be an engaging and inspiring presence that motivates and impacts students, colleagues and the community;

Whereas, Sherry Annee has met and exceeded these criteria as a ninth grade biology teacher at Brebeuf Jesuit Preparatory School and as co-chair of Brebeuf Jesuit's North Central Association Committee;

Whereas, In recognition of her excellence and dedication, Sherry Annee was awarded an unrestricted \$25,000 Milken Family Foundation National Educator Award, becoming one of only 38 Indiana educators to have received the award since Indiana began participating in the program in 1993; and

Whereas, The honor of winning such a prestigious award was only heightened by it being presented, to her complete surprise, in front an assembly of her elated students and peers: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That the General Assembly, on behalf of the people of Indiana, hereby congratulates Sherry Annee for her teaching excellence and for earning a Milken Family Foundation National Educator Award.

SECTION 2. That the Secretary of the Senate is hereby directed to transmit a copy of this Resolution to Sherry Annee; Ben Hawley, S.J., President of Brebeuf; Leo Klemm, Dean of Brebeuf; Linda Skafish, Principle of Brebeuf, and Lowell Milken, Chairman of the Milken Family Foundation.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 23

The Speaker handed down Senate Concurrent Resolution 23, sponsored by Representative Espich:

A CONCURRENT RESOLUTION to congratulate the Southern Wells High School Football Team for capturing the 2001 Class A State Championship.

Whereas, The Southern Wells Raiders took home the first state championship in school history by defeating the top-ranked Perry Central Commodores 30-7 in the final game of the Class A Tournament;

Whereas, The win over Perry Central was particularly impressive in light of the Commodores' typically relentless defense—prior to the championship game the team had allowed only 41 points all season;

Whereas, The 2001 state title capped off a record breaking 14-1 season and a 25-2 two year run, with individual single season school records set in total rushing yards, yards per carry, yards per reception, touchdowns and points-after-touchdowns;

Whereas, Many members of the Raiders team earned local and statewide honors for their high level of play, with five players being named to the Associated Press All-State Team and five players receiving Allen County Athletic Conference honors;

Whereas, All of the successes and accomplishments of the team were achieved in the midst of adversity, with two key seniors injured for much of the season;

Whereas, The state championship punctuated a dramatic turnaround for Southern Wells Football, since only ten years earlier school officials had considered discontinuing the program after many consecutive losing seasons; and

Whereas, The dramatic championship victory, the numerous achievements and the rags-to-riches story of the 2001 Southern Wells Raiders have been an overall inspiration to the entire Wells County community: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That, on behalf of the People of Indiana, the Indiana General Assembly congratulates the Southern Wells Football Team for winning the 2001 Class A State Championship.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to each member of the team; Head Coach, Mark LeFebvre; Principle, James Schwarzkopf and Superintendent, Neil Potter.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Senate Concurrent Resolution 24

The Speaker handed down Senate Concurrent Resolution 24, sponsored by Representative Atterholt:

A CONCURRENT RESOLUTION to congratulate J. Thomas O'Brien for being selected as the winner of the Automobile Dealers Association of Indiana's 2001 Herman R. Goodin Civic Service Award.

Whereas, The Herman R. Goodin Award was established in 1952 in memory of Mr. Herman Goodin, the first president of the Automobile Dealers Association of Indiana;

Whereas, Mr. Goodin died while serving the United States during World War II, cutting short a life dedicated to many business, civic and patriotic activities;

Whereas, Mr. Goodin's commitments and achievements now provide the model for annually choosing an auto dealer to be recognized for similar accomplishments;

Whereas, J. Thomas O'Brien has been in the new car business since 1945, when at age fourteen, he began driving a parts truck for his father's new car business;

Whereas, From such early and humble beginnings, Mr. O'Brien's involvement in new car sales has grown to include ownership in three new car dealerships in the Indianapolis area;

Whereas, As a new car dealer, Mr. O'Brien has been the recipient of several business awards, including the Daimler Chrysler Five Star Dealer Award, the Chrysler Corporation Distinguished Dealer Award, and the Time Magazine Quality Dealer Award;

Whereas, Mr. O'Brien has supplemented his successful professional life with numerous charitable and civic activities throughout his community, including Little Sisters of the Poor of Indianapolis, Catholic Archdiocese of Indianapolis, Bishop Chatard High School Fund Drive, St. Luke Catholic Church Building Fund Drive, Society to Prevent Blindness Fund Drive and the Notre Dame Alumni Club of Indianapolis;

Whereas, These activities have been recognized with many awards, including Notre Dame "Man of the Year," the "Faith, Family, Football Award" for State of Indiana Catholic Layman of the Year, the Indianapolis "Irishman of the Year," and the Knight of the Holy Sepulcher Papal Award;

Whereas, All of Mr. O'Brien's achievements have been accomplished against the backdrop of an active family life that includes his wife Joan, their 14 children and their 51 grandchildren; and

Whereas, For all of the above, and more, J. Thomas O'Brien was selected as the Herman R. Goodin Civic Service Award winner: Therefore,

*Be it resolved by the Senate
of the General Assembly of the State of Indiana,
the House of Representatives concurring:*

SECTION 1. That on behalf of the People of the State of Indiana, the General Assembly of the State of Indiana hereby congratulates J. Thomas O'Brien for receiving the Herman R. Goodin Civic Service Award.

SECTION 2. That the Secretary of the Senate is hereby directed to transmit a copy of this resolution to Mr. O'Brien and to the current President of the Automobile Dealers Association of Indiana.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 10, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 10, nays 0.

STURTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Human Affairs, to which was referred Engrossed Senate Bill 109, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 6, line 20, delete "the person provides" and insert "provided".

Page 6, line 32, after "INDIANA" insert "CODE".

Page 7, line 21, delete "with a".

Page 7, line 22, delete "person described in subsection (a)(2)".

(Reference is to SB 109 as printed January 18, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

SUMMERS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 137, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Human Affairs, to which was referred Engrossed Senate Bill 149, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 14, nays 0.

SUMMERS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Financial Institutions, to which was referred Engrossed Senate Bill 202, has had the same under consideration and begs leave to report the same back to the House

with the recommendation that said bill do pass.

Committee Vote: yeas 10, nays 0.

PELATH, Vice Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 212, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 4, line 2, after "retailer" insert **"unless the product has been repaired or modified to correct the defect that was the subject of the recall"**.

(Reference is to SB 212 as printed January 18, 2002.)
and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

STURTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Engrossed Senate Bill 258, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 10, nays 0.

STEVENSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Engrossed Senate Bill 260, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

STEVENSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Engrossed Senate Bill 269, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

STEVENSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Engrossed Senate Bill 270, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 9, after "is" insert **"involuntarily"**.

Page 4, line 16, delete "A library board may compromise".

Page 4, delete line 17.

Page 4, line 18, delete "(b)".

Page 4, run in lines 16 and 18.

Page 4, line 23, delete "(c)" and insert **"(b)"**.

Page 4, line 29, delete "(d)" and insert **"(c)"**.

(Reference is to SB 270 as printed January 25, 2002.)
and when so amended that said bill do pass.

Committee Vote: yeas 8, nays 3.

STEVENSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 271, has had the same under consideration and

begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 9, nays 0.

STURTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred Engrossed Senate Bill 292, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, between lines 2 and 3, begin a new paragraph and insert: **"SECTION 2. IC 20-8.1-2-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 3. Segregation Prohibited, Generally. (a) Neither the governing body of any school corporation nor the board of trustees of any college or university shall build or erect, establish, maintain, continue or permit any segregated or separate public kindergartens, public schools or districts, public school departments or divisions, or colleges or universities on the basis of race, color, creed or national origin of pupils or students. These officials may take any affirmative actions that are reasonable, feasible, and practical to effect greater integration and to reduce or prevent segregation or separation of races in public schools for whatever cause. These actions may include, but are not limited to, site selection, revision of school districts, curricula, or enrollment policies to implement equalization of educational opportunity for all.**

(b) A school corporation shall review the school corporation's programs to determine if the school corporation's practices of:
(1) separating students by ability;
(2) placing students into educational tracks; or
(3) using test results to screen students;
have the effect of systematically separating students by race, color, creed, national origin, or socioeconomic class."

Page 2, line 24, delete "programs provided" and insert **"program established"**.

Renumber all SECTIONS consecutively.

(Reference is to SB 292 as printed January 18, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

Renumber all SECTIONS consecutively.

(Reference is to SB 292 as printed January 18, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

PORTER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Financial Institutions, to which was referred Engrossed Senate Bill 306, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

PELATH, Vice Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 315, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, between lines 26 and 27, begin a new paragraph and insert:

"SECTION 3. IC 33-19-6-19, AS ADDED BY P.L.183-2001, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 19. (a) This section applies to all civil, criminal, infraction, and ordinance violation actions.

(b) The clerk shall collect an automated record keeping fee of:

(1) two five dollars (\$25) before July 1, 2003; and

(2) seven dollars (\$7) after June 30, 2003."

Page 3, line 37, delete "2001." and insert **"2002."**.

Renumber all SECTIONS consecutively.

(Reference is to SB 315 as printed January 18, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

STURTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 343, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 10, nays 0.

STURTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 362, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 25-1-5-4, AS AMENDED BY P.L.44-2000, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 4. (a) The bureau shall employ necessary staff, including specialists and professionals, to carry out the administrative duties and functions of the boards, including but not limited to:

- (1) notice of board meetings and other communication services;
- (2) recordkeeping of board meetings, proceedings, and actions;
- (3) recordkeeping of all persons licensed, regulated, or certified by a board;
- (4) administration of examinations; and
- (5) administration of license or certificate issuance or renewal.

(b) In addition the bureau:

- (1) shall prepare a consolidated statement of the budget requests of all the boards in section 3 of this chapter;
- (2) may coordinate licensing or certification renewal cycles, examination schedules, or other routine activities to efficiently utilize bureau staff, facilities, and transportation resources, and to improve accessibility of board functions to the public; and
- (3) may consolidate, where feasible, office space, recordkeeping, and data processing services.

(c) In administering the renewal of licenses or certificates under this chapter, the bureau shall ~~issue a sixty (60) day notice of expiration to all holders of a license or certificate. The notice shall be accompanied by appropriate renewal forms: send a notice of the upcoming expiration of a license or certificate to each holder of a license or certificate at least sixty (60) days before the expiration of the license or certificate. The notice must inform the holder of the license or certificate of the need to renew and the requirement of payment of the renewal fee. If this notice of expiration is not sent by the bureau, the holder of the license or certificate is not subject to a sanction for failure to renew if, once notice is received from the bureau, the license or certificate is renewed within forty-five (45) days after receipt of the notice.~~

(d) In administering an examination for licensure or certification, the bureau shall make the appropriate application forms available at least thirty (30) days before the deadline for submitting an application to all persons wishing to take the examination.

(e) The bureau may require an applicant for license renewal to submit evidence proving that:

- (1) the applicant continues to meet the minimum requirements for licensure; and
- (2) the applicant is not in violation of:
 - (A) the statute regulating the applicant's profession; or
 - (B) rules adopted by the board regulating the applicant's profession.

(f) The bureau shall process an application for renewal of a license or certificate:

- (1) not later than ten (10) days after the bureau receives all required forms and evidence; or
- (2) within twenty-four (24) hours after the time that an applicant for renewal appears in person at the bureau with all required forms and evidence.

This subsection does not require the bureau to issue a renewal license or certificate to an applicant if subsection (g) applies.

(g) The bureau may delay issuing a license renewal for up to ninety (90) days after the renewal date for the purpose of permitting the board to investigate information received by the bureau that the applicant for renewal may have committed an act for which the applicant may be disciplined. If the bureau delays issuing a license renewal, the bureau shall notify the applicant that the applicant is being investigated. Except as provided in subsection (h), before the end of the ninety (90) day period, the board shall do one (1) of the following:

- (1) Deny the license renewal following a personal appearance by the applicant before the board.
- (2) Issue the license renewal upon satisfaction of all other conditions for renewal.
- (3) Issue the license renewal and file a complaint under IC 25-1-7.
- (4) Request the office of the attorney general to conduct an investigation under subsection (i) if, following a personal appearance by the applicant before the board, the board has good cause to believe that there has been a violation of IC 25-1-9-4 by the applicant.
- (5) Upon agreement of the applicant and the board and following a personal appearance by the applicant before the board, renew the license and place the applicant on probation status under IC 25-1-9-9.

(h) If an individual fails to appear before the board under subsection (g), the board may take action on the applicant's license allowed under subsection (g)(1), (g)(2) or (g)(3).

(i) If the board makes a request under subsection (g)(4), the office of the attorney general shall conduct an investigation. Upon completion of the investigation, the office of the attorney general may file a petition alleging that the applicant has engaged in activity described in IC 25-1-9-4. If the office of the attorney general files a petition, the board shall set the matter for a hearing. If, after the hearing, the board finds the practitioner violated IC 25-1-9-4, the board may impose sanctions under IC 25-1-9-9. The board may delay issuing the renewal beyond the ninety (90) days after the renewal date until a final determination is made by the board. The applicant's license remains valid until the final determination of the board is rendered unless the renewal is denied or the license is summarily suspended under IC 25-1-9-10.

(j) The license of the applicant for a license renewal remains valid during the ninety (90) day period unless the license renewal is denied following a personal appearance by the applicant before the board before the end of the ninety (90) day period. If the ninety (90) day period expires without action by the board, the license shall be automatically renewed at the end of the ninety (90) day period.

(k) Notwithstanding any other statute, the bureau may stagger license or certificate renewal cycles. However, if a renewal cycle for a specific board or committee is changed, the bureau must obtain the approval of the affected board or committee.

(l) An application for a license, certificate, registration, or permit is abandoned without an action of the board, if the applicant does not complete the requirements to complete the application within one (1) year after the date on which the application was filed. However, the board may, for good cause shown, extend the validity of the application for additional thirty (30) day periods. An application submitted after the abandonment of an application is considered a new application."

Renumber all SECTIONS consecutively.

(Reference is to SB 362 as printed January 18, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 373, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Engrossed Senate Bill 402, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

STEVENSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 404, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred Engrossed Senate Bill 407, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 7, after "(2)" insert **"accredited"**.

Page 1, line 10, delete "do the following:".

Page 1, line 11, delete "(1) Establish" and insert **"establish"**.

Page 1, run in lines 10 through 11.

Page 1, line 12, after "to" insert ":

(1)".

Page 1, line 13, delete "." and insert "; and

(2) **assist schools in developing plans to improve indoor air quality."**

Page 1, delete lines 14 through 17.

Page 2, delete lines 1 through 12.

Page 2, line 14, delete ":".

Page 2, line 15, delete "(A)".

Page 2, run in lines 14 through 15.

Page 2, line 16, delete "or".

Page 2, delete lines 17 through 19.

Page 2, line 23, delete "." and insert "; and

(3) **assist the school in developing a reasonable plan to improve air quality conditions found in the inspection."**

Page 2, delete lines 24 through 32.

Page 4, line 36, delete "comply with" and insert **"carry out a plan developed under"**.

Page 4, line 37, after "compliance" insert **"with the plan"**.

(Reference is to SB 407 as printed January 25, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

PORTER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Human Affairs, to which was referred Engrossed Senate Bill 482, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 35-42-4-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 5. (a) A person eighteen (18) years of age or older who knowingly or intentionally directs, aids, induces, or causes a child under the age of sixteen (16) to touch or fondle himself or another child under the age of sixteen (16) with intent to arouse or satisfy the sexual desires of a child or the older person commits vicarious sexual gratification, a Class D felony. However, the offense is:

(1) a Class C felony if a child involved in the offense is under the age of fourteen (14);

(2) a Class B felony if:

(A) the offense is committed by using or threatening the use of deadly force or while armed with a deadly weapon; or
(B) the commission of the offense is facilitated by furnishing the victim, without the victim's knowledge, with a drug (as defined in IC 16-42-19-2(1)) or a controlled substance (as defined in IC 35-48-1-9) or knowing that the victim was furnished with the drug or controlled substance without the victim's knowledge; and

(3) a Class A felony if it results in serious bodily injury.

(b) A person eighteen (18) years of age or older who knowingly or intentionally directs, aids, induces, or causes a child under the age of sixteen (16) to:

(1) engage in sexual intercourse with another child under sixteen (16) years of age;

(2) engage in sexual conduct with an animal other than a human being; or

(3) engage in deviate sexual conduct with another person; with intent to arouse or satisfy the sexual desires of a child or the older person commits vicarious sexual gratification, a Class C felony. However, the offense is a Class B felony if any child involved in the offense is less than fourteen (14) years of age, and it is a Class A felony if the offense is committed by using or threatening the use of deadly force, if it is committed while armed with a deadly weapon, if it results in serious bodily injury, or if the commission of the offense is facilitated by furnishing the victim, without the victim's knowledge, with a drug (as defined in IC 16-42-19-2(1)) or a controlled substance (as defined in IC 35-48-1-9) or knowing that the victim was furnished with the drug or controlled substance without the victim's knowledge.

(c) A person eighteen (18) years of age or older who knowingly or intentionally touches or fondles himself in the presence of a child less than sixteen (16) years of age with the intent to arouse or satisfy the sexual desires of a child or the older person commits public masturbation, a Class D felony."

Renumber all SECTIONS consecutively.

(Reference is to SB 482 as printed January 25, 2002.) and when so amended that said bill do pass.

Committee Vote: yeas 14, nays 0.

SUMMERS, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 489, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Replace the effective dates in SECTIONS 1 through 16 with "[EFFECTIVE UPON PASSAGE]".

Page 7, line 34, delete "auditing hospitals." and insert **"hospital matters."**

Page 7, line 36, delete "An" and insert **"The"**.

Page 7, line 36, after "audit" insert **"engagement"**.

Page 7, line 37, before "accounting" insert **"public"**.

Page 7, line 37, delete "auditing standards" and insert **"guidelines"**.

Page 7, line 38, delete "in guidelines".

Page 7, line 38, delete "However,".

Page 7, delete lines 39 through 41.

Page 7, line 42, after "certified" insert **"public"**.

Page 8, line 4, after "an" insert **"independent certified public"**.

Page 8, line 4, after "For" insert **"that"**.

Page 8, line 5, delete "the hospital's" and insert **"hospital"**.

Page 8, line 5, delete "year, the" and insert **"year until the hospital terminates the hospital's use of an independent certified public accounting firm, the"**.

Page 8, line 6, after "firm" insert **"under subsection (c)"**.

Page 8, line 7, delete "may" and insert **"shall"**.

Page 8, line 7, before "accounting" insert **"independent certified public"**.

Page 8, line 11, after "an" insert **"independent certified public"**.

Page 8, line 11, after "firm." insert **"For that hospital fiscal year, and each following fiscal year until the hospital elects to use an independent certified public accounting firm as provided under this subsection, the hospital must be audited by the state board of accounts for purposes of section 12(a)(2) of this chapter."**

Page 8, line 13, after "firm" insert **"under subsection (c)"**.

Page 12, after line 19, begin a new paragraph and insert:
"SECTION 17. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

(Reference is to SB 489 as printed January 25, 2002.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

C. BROWN, Chair

Report adopted.

OTHER BUSINESS ON THE SPEAKER'S TABLE

Referrals to Ways and Means

The Speaker announced, pursuant to House Rule 127, that Engrossed Senate Bill 217 had been referred to the Committee on Ways and Means.

HOUSE MOTION

Mr. Speaker: I move that Representative Duncan be removed as coauthor of House Bill 1114.

CHENEY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Frenz be added as cosponsor of Engrossed Senate Bill 50.

BAUER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Frenz be added as cosponsor of Engrossed Senate Bill 402.

LYTLE

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Porter be added as cosponsor of Engrossed Senate Bill 407.

WELCH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Dillon be added as cosponsor of Engrossed Senate Bill 458.

WELCH

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 106.1 be suspended for the purpose of adding more than three cosponsors and that Representative Dillon be added as cosponsor of Engrossed Senate Bill 487.

WELCH

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Welch the House adjourned at 11:55 a.m., this fourteenth day of February, 2002, until Tuesday, February 19, 2002, at 10:00 a.m.

JOHN R. GREGG

Speaker of the House of Representatives

LEE ANN SMITH

Principal Clerk of the House of Representatives